

Please Direct All Correspondence to Customer Number **20995****TRANSMITTAL LETTER****SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Applicant : Kagan, et al.  
App. No : 10/698,148  
Filed : October 31, 2003  
For : APPARATUS AND METHODS FOR  
TREATMENT OF MORBID OBESITY  
Examiner : Unknown  
Art Unit : 3762

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

3/8/06

(Date)

Gerard von Hoffmann, Reg. No. 33,043

**Mail Stop Amendment**

Commissioner for Patents

P.O. Box 1450

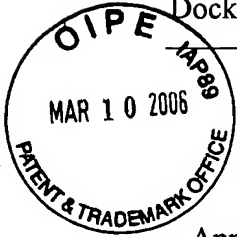
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) A Supplemental Information Disclosure Statement and PTO/SB/08 equivalent listing references for consideration:
- (X) Listing 55 references.
  - (X) Enclosing 9 references.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.

Gerard von Hoffmann  
Registration No. 33,043  
Attorney of Record  
Customer No. 20,995  
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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application is a PTO/SB/08 Equivalent listing 55 references to be considered by the Examiner. Also enclosed are 9 foreign patent references and/or non-patent literature as listed on the Supplemental Information Disclosure Statement.

Identification herein is not an admission that any of the foregoing are prior art to the above captioned application.

This Supplemental Information Disclosure Statement is being filed before the receipt of a first Office Action on the merits, and presumably no fee is required. If a first Office Action on the merits was mailed before the mailing date of this Statement, the Commissioner is authorized to charge the fee set forth in 37 C.F.R. § 1.17(p) to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 3/8/06

By: Gerard von Hoffmann  
Gerard von Hoffmann  
Registration No. 33,043  
Attorney of Record  
Customer No. 20,995  
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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Multiple sheets used when necessary)

SHEET 1 OF 2

Application No.	10/698,148
Filing Date	October 31, 2003
First Named Inventor	Kagan, et al.
Art Unit	3762
Examiner	Unknown
Attorney Docket No.	VALTX.001A

## U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number Number - Kind Code (if known) Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	1	4,532,926	08/1985	O'Holla	
	2	4,641,653	02/1987	Rockey	
	3	4,763,653	08/1988	Rockey	
	4	RE. 34,021	08/1992	Mueller et al.	
	5	5,314,473	05/1994	Godin	
	6	5,470,337	11/1995	Moss	
	7	5,887,594	03/1999	LoCicero, III	
	8	5,957,940	09/1999	Tanner et al.	
	9	5,972,023	10/1999	Tanner et al.	
	10	6,113,609	09/2000	Adams	
	11	6,409,656 B1	06/2002	Sangouard et al.	
	12	6,494,888 B1	12/2002	Laufer et al.	
	13	6,535,764 B2	03/2003	Imran et al.	
	14	6,544,291 B2	04/2003	Taylor	
	15	6,558,400 B2	05/2003	Deem et al.	
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	17	6,593,596 B1	07/2003	Geitz	
	18	6,626,919 B1	09/2003	Swanstorm	
	19	6,675,809 B2	01/2004	Stack et al.	
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	24	2001/0016748 A1	08/2001	Tanner et al.	
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	26	2003/0130560 A1	07/2003	Suzuki et al.	
	27	2003/0191497 A1	10/2003	Cope	
	28	2004/0044364 A1	03/2004	DeVries et al.	
	29	2004/0092974 A1	05/2004	Gannoe et al.	
	30	2004/0087976 A1	05/2004	DeVries et al.	

Examiner Signature

Date Considered

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

T<sup>1</sup> - Place a check mark in this area when an English language Translation is attached.

<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Multiple sheets used when necessary)</i>	Application No.	10/698,148
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SHEET 2 OF 2		Attorney Docket No. VALTX.001A

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	31	2004/0092892 A1	05/2004	Kagan et al.	
	32	2004/0122456 A1	06/2004	Saadat et al.	
	33	2004/0122473 A1	06/2004	Ewers et al.	
	34	2004/0153167 A1	08/2004	Stack et al.	
	35	2004/0158331 A1	08/2004	Stack et al.	
	36	2004/0167546 A1	08/2004	Saadat et al.	
	37	2004/0186514 A1	09/2004	Swain et al.	
	38	2004/0220682 A1	11/2004	Levine et al.	
	39	2004/0243152 A1	12/2004	Taylor et al.	
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	41	2005/0075654 A1	04/2005	Kelleher	
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	45	2005/0125020 A1	06/2005	Meade et al.	
	46	2005/0125075 A1	06/2005	Meade et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No.	Foreign Patent Document Country Code-Number-Kind Code Example: JP 1234567 A1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>1</sup>
	47	WO 03/017882 A2	03/2003	WIPO		
	48	WO 04/017863 A2	03/2004	WIPO		
	49	WO 04/049982 A2	06/2004	WIPO		
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	55	WO 05/060882 A1	07/2005	WIPO		

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Examiner Signature	Date Considered
<b>*Examiner:</b> Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

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